

Milwaukee County Personnel Review Board

Meeting Minutes – May 13, 2014

I. Roll Call

Board President Daniel Dennehy called to order the regular meeting of the Personnel Review Board at 9:02 AM on Tuesday, May 13, 2014 in Room 504 of the Milwaukee County Courthouse.

The following Board Members were present: Mr. Daniel T. Dennehy, Ms. Susan A. Lueger, Ms. Mary K. Bruno, and Ms. Melissa R. Soberalski.

Ms. Melissa D. Hudson was excused.

II. Approval of Minutes of the April 29, 2014 Meeting

Ms. Lueger moved, Ms. Soberalski seconded and the Board, by vote of 4-0, approved the minutes of the April 29, 2014 meeting.

III. Communications and/or comments from the public, if any

The Board heard the request of Attorney Graham Weimer, MacGillis, Wiemer, LLC, regarding the Kevin Wheeler matter that is scheduled for Friday, May 16, 2014. Attorney Wiemer is seeking to reschedule the hearing because Mr. Wheeler will be out of town. Attorney Lee Jones, Principal Assistant, Corporation Counsel, had no objections. Ms. Bruno moved, Ms. Lueger seconded and the Board voted (4-0) to reschedule the Kevin Wheeler matter for Tuesday, May 27, 2014.

IV. Correspondence

The Board received a resignation letter from Michael Vlach. Ms. Bruno moved, Ms. Soberalski seconded and the Board voted (4-0) to accept the resignation of Michael Vlach effective May 6, 2014 and closed this case.

V. First Appearances

A. DISCHARGES

MEGAN RAUSCHENBERGER, Executive Assistant, AGING
DIS 2-4110 dated 04/24/2014
(Refer to Agenda Item VII C)

B. SUSPENSIONS

SUSAN GROOMS, Stores Clerk 1, SHERIFF

SUS 1-4108 dated 04/24/14

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Office of the Personnel Review Board, that Susan Grooms had submitted a signed waiver of hearing on the Notice of Suspension. Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0), accepted the waiver and closed this case.

SONIA PORTER, Correction Officer 1, SHERIFF

SUS 1-4109 dated 4/24/14

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Office of the Personnel Review Board, that Sonia Porter had submitted a signed waiver of hearing on the Notice of Suspension. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the waiver and closed this case.

LATOYA RENFRO, Correction Officer 1, SHERIFF

SUS 1-4107 dated 4/24/14

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Office of the Personnel Review Board, that Latoya Renfro had submitted a signed waiver of hearing on the Notice of Suspension. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the waiver and closed this case.

KIM LISOWSKI, Clerical Assistant 2, SHERIFF

SUS 1-3538 dated 03/26/2011 for IA #11-043 for 10 days

SUS 1-4104 dated 4/24/2014 for IA #13-331 for 2 days

SUS 1-4105 dated 4/24/2014 for IA #13-360 for 5 days

SUS 1-4106 dated 4/24/2014 for IA #14-083 for 10 days

The Board heard the report of Calvin Lee, Staff Representative, District Council 48, AFSCME that Kim Lisowski, who was present, waived her rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and authorized District Council 48, AFSCME to represent her before the Board in all matters regarding the instant charges and was seeking a hearing certain date. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), scheduled the matter of Kim Lisowski for hearing certain on Friday, July 11, 2014.

JENNIFER SMITH, Correction Officer 1, SHERIFF

SUS 1-4103 dated 04/24/2014

The Board heard the report of Charmaine Gee, Interim Executive Secretary of the Personnel Review Board, that the Office had received a written request from Ms. Smith to schedule her matter for a hearing certain. This continuation is made with the knowledge and consent of Jennifer M. Smith, who was not present, that she waived her right to a hearing within 21 days, pursuant to Chapters 63.10 and 63.12, Wis. Stats. Ms. Soberalski moved, Ms. Bruno seconded, and the Board, by unanimous vote (4-0), continued the matter for hearing date certain at 9:00 a.m. on Tuesday, June 24, 2014.

VANESSA LAESSIG, Clerical Assistant 1, SHERIFF

SUS 1-4102 dated 04/24/2014

(Refer to Agenda Item VII C)

TRACEY KEARNEY, Certified Nursing Assistant, BHD

SUS 1-4103 dated 04/24/2014

The Board heard the report of Attorney Molly Zillig, Principal Assistant Corporation Counsel, for the appointing authority, that the appointing authority was withdrawing the Notice of Suspension against Tracey Kearney. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the withdrawal of the charges and closed this case.

C. GRIEVANCE

DAVID SIKORSKI, Zookeeper, ZOO

GRI #42910 dated 05/01/14

The Board called the grievance matter of David Sikorski. Appearing before the Board, Attorney Craig Johnson, Sweet and Associates, LLC, legal counsel for District Council 48, AFSCME stated that he was not prepared to address the merits of jurisdiction. Attorney Molly Zillig, Principal Assistant Corporation Counsel on behalf of the appointing authority stated for the record that the Board does not have jurisdiction to hear this matter.

At 9:29 a.m., Ms. Lueger moved, Ms. Bruno seconded and the Board voted (3-0) to go into closed session to deliberate the jurisdiction of the David Sikorski grievance. At 9:46 a.m. after deliberating in closed session, the Board reconvened in open session.

The Board did not find it had the authority to hear this case based upon consideration of the Milwaukee County General Ordinance 17.207(1). Ms. Lueger moved, Ms. Soberalski seconded, and the Board voted (4-0) not to take jurisdiction of the request for a grievance appeal by David Sikorski.

VI. Update

A. DISCHARGE

MABEL CARTER-MITCHELL, Certified Nursing Assistant, BHD

DIS 2-4005 dated 10/17/13

The Board heard the report of Calvin Lee, Staff Representative District Council 48, AFSCME, that as a result of the Last Chance Agreement in place for Mabel Carter-Mitchell, she is back to work. Mr. Lee stated that as soon as he is able to have Ms. Carter-Mitchell sign the agreement, he will forward a copy of it to the office of the Personnel Review Board. Mr. Lee requested that this item be removed from the Personnel Review Board's calendar. Attorney Lee Jones, Principal Assistant, Corporation Counsel, had no objections. It was agreed that the issue will be removed from the calendar, but can be addressed again in the future if necessary. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0) to remove the Mabel Carter-Mitchell matter from the Personnel Review Board calendar

VII. Hearings

A. DISCHARGES

VELONIA WILLIAMS, Clerical Assistant 1, COURTS

DIS 2-4076 dated 03/07/14

(Refer to Agenda Item VII C)

B. SUSPENSIONS

SPENSER MOODY, Correction Officer, SHERIFF

SUS 1-4016 dated 10/17/13

(Refer to Agenda Item VII C)

SHAUNTA FINLEY, Clerical Assistant 1, COURTS

SUS 1-4013 dated 10/17/13

(Refer to Agenda Item VII C)

JEREMIAH KING, Correction Officer 1, SHERIFF

SUS 1-4014 dated 10/17/13 for IA #13-224 for 10 days

SUS 1-4015 dated 10/17/13 for IA #13-225 for 15 days

SUS 1-4016 dated 03/06/14 for IA #14-039 for 25 days

(Refer to Agenda Item VII C)

C. HEARINGS

The Board heard the Velonia Williams matter, and took a lunch break at 12:13 p.m.

At 12:54 p.m. the Board reconvened and heard the Spenser Moody matter. Next, the Board heard the Shaunta Finley matter. Following that, the Board heard the Vanessa Laessig matter. Next, the Board heard the Jeremiah King matter, and finally the Board heard the Megan Rauschenberger matter.

At 4:11 p.m. Ms. Bruno moved, Ms. Soberalski seconded, and the Board voted (4-0) to go into closed session to deliberate the Velonia Williams, Spenser Moody, Shaunta Finley, Vanessa Laessig, Jeremiah King and Megan Rauschenberger matters. At 4:38 p.m., after deliberating in closed session, the Board reconvened in open session.

DAVID SIKORSKI, Zookeeper, ZOO

GRI #42910 dated 05/01/14

The Board did not find it had the authority to hear this case based upon consideration of the Milwaukee County General Ordinance 17.207(1). Ms. Lueger moved, Ms. Soberalski seconded, and the Board voted (4-0) not to take jurisdiction of the request for a grievance appeal by David Sikorski.

VELONIA WILLIAMS, Clerical Assistant 1, COURTS

DIS 2-4076 dated 03/07/14

Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (l) and (o), and upheld the charges for discharge.

SPENSER MOODY, Correction Officer, SHERIFF

SUS 1-4016 dated 10/17/13

Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (l), (k), (q) and (x), and upheld the 30-day suspension.

SHAUNTA FINLEY, Clerical Assistant 1, COURTS

SUS 1-4013 dated 10/17/13

Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (k) and (l), and upheld the 30-day suspension.

VANESSA LAESSIG, Clerical Assistant 1, SHERIFF

SUS 1-4102 dated 04/24/2014

Ms. Lueger moved, Ms. Bruno seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (l), (t), and (u), and upheld the 20-day suspension.

JEREMIAH KING, Correction Officer 1, SHERIFF

SUS 1-4014 dated 10/17/13 for IA #13-224 for 10 days

SUS 1-4015 dated 10/17/13 for IA #13-225 for 15 days

SUS 1-4016 dated 03/06/14 for IA #14-039 for 25 days

Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient and uncontroverted to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (l) and (o), and upheld the 10-day suspension, 15-day suspension, and 25-day suspension.

LEON WOODS, Correction Officer 1, SHERIFF

SUS 1-4018 dated 10/17/13 for IA #13-271 for 3 days

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Office of the Personnel Review Board, that Leon Woods had submitted a signed waiver of hearing on the Notice of Suspension. Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the waiver and closed this case.

MEGAN RAUSCHENBERGER, Executive Assistant, AGING

DIS 2-4110 dated 04/24/2014

Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient and uncontroverted to sustain violations of Civil Service Rule VII, Section 4(1), paragraphs (l) and (o), and upheld the Charges for Discharge.

VIII. Adjournment

Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by vote of 4-0, adjourned the meeting at 4:38 PM.

Minutes submitted by: Charmaine J. Gee, Interim Executive Secretary